IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

LYNN ROWELL, ET AL	§	
	§	
Plaintiffs,	§	
	§	
v.	§	**CIVIL ACTION NO. 1:14-CV-00190-LY**
	§	
KEN PAXTON, IN HIS OFFICIAL CAPACITY AS	§	
ATTORNEY GENERAL OF THE STATE OF	§	
TEXAS,	§	
	§	
Defendant.	§	

_____

DEFENDANT'S DESIGNATION OF POTENTIAL
WITNESSES, TESTIFYING EXPERTS, AND PROPOSED EXHIBITS
_____

Pursuant to Federal Rules of Civil Procedure 26(a)(2)(A) and (B), and the Agreed Modified Scheduling Order (ECF No. 74), Defendant Ken Paxton, in his official capacity as Attorney General of the State of Texas hereby designates Defendant's potential witnesses, testifying experts, and proposed exhibits. Defendant reserves the right to designate additional witnesses and/or exhibits as discovery is ongoing.

Potential witnesses:

Defendant does not designate any potential witnesses at this time, but reserves the right to cross-examine any of Plaintiffs' witnesses, and to call rebuttal witnesses.

Expert witnesses:

Defendant hereby identifies and designates the following retained experts who may be called to offer fact and/or opinion testimony at trial under Federal Rule of Evidence 702, 703, or 705:

Ashwani Monga, Ph. D.
7 Nicole Court
Scotch Plains, New Jersey 07076
t2monga@gmail.com
(210) 663-0740

Dr. Ashwani Monga is expected to testify concerning his opinions and analyses relating to Texas Business & Commerce Code §604A.0021, involving credit card surcharges. Dr. Monga may also testify in response to any opinion testimony offered by Plaintiffs. Dr. Monga's report containing his mental impressions and opinions and the bases for them; the facts and data and considered; the exhibits used to support the opinions; his current CV identifying his qualifications; a list of his publications; and his compensation for work on this matter is produced to Plaintiff herewith.

Steven Semeraro
1155 Island Avenue
San Diego, CA 92116
ssemeraro@tjsl.edu
(619) 961-4305

Professor Semeraro is expected to testify concerning his opinions and analyses relating to Texas Business & Commerce Code §604A.0021, involving credit card surcharges. Professor Semeraro may also testify in response to any opinion testimony offered by Plaintiffs. Professor Semeraro's report containing his mental impressions and opinions and the bases for them; the facts and data and considered; the exhibits used to support the opinions; his current CV identifying his qualifications; a list of his publications; and his compensation for work on this matter is produced to Plaintiff herewith.

Proposed Exhibits

Defendant Paxton designates documents produced by Plaintiffs, P-0001 – 0038, as

proposed exhibits, and reserves the right to rely on any other documents produced or to be

produced by the parties in this action.

Respectfully submitted,

KEN PAXTON
Attorney General of Texas

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First Assistant Attorney General

BRANTLEY STARR
Deputy First Assistant Attorney General

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Deputy Attorney General for Civil Litigation

ANGELA V. COLMENERO
Chief, General Litigation Division

_/s/_   Susan M. Watson
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ATTORNEYS FOR DEFENDANT

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing instrument has been filed in accordance with the Electronic Case Files System of the Western District of Texas, on **November 17, 2017,** which will provide a copy, to:

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/s/   Susan M. Watson

SUSAN M. WATSON
Assistant Attorney General

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